IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 7.9.2007

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THE HON'BLE MR.JUSTICE M.JAICHANDREN

Writ Petition No.29249 of 2007
and MP.1/07

Dystar (India) Pvt. Ltd.,
represented by its Company Secretary,
and Head of Finance and Administration
C.G. Ramamurthi,
40, Bodichetty Street, Cuddalore - 607 002 .. Petitioner

vs.

1. The Commercial Tax Officer (FAC),
Cuddalore Town,
Cuddalore

2. The Appellate Assistant
Commissioner (CT),
Cuddalore

3. The Sales Tax Appellate Tribunal
(Main Bench)
represented by its Secretary,
City Civil Court Buildings,
Chennai - 600 104 .. Respondents

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This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus to call for the records on the files of the third respondent in T.P.No.38/07 in T.A.No.155/07, dated 14.8.2007, and quash the same while directing the third respondent herein to re-dispose the stay petition in respect of the assessment year 2004-05.

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For petitioner : Mr.N.Inbarajan
For respondents : Mr.R.Mahadevan
Additional Government Pleader

O R D E R

Mr.R.Mahadevan, learned Additional Government Pleader, takes notice for the respondents.

2. With the consent of the learned counsels appearing on either side, the writ petition is taken up for final disposal.

3. Though the prayer is for a larger relief, the learned counsel appearing on behalf the petitioner has submitted that it would suffice, if further time is granted to the petitioner to comply with the order of the third respondent, dated 14.8.2007, made in T.P.No.38/07 in T.A.No.155/07.

4. The learned Additional Government Pleader, appearing for the respondents has no objection for this Court granting further time to the petitioner to comply with the order passed by the third respondent, as prayed for.

5. Considering the limited prayer sought for by the learned counsel appearing on behalf of the petitioner, without going into the merits of the case, further time of four weeks from the date of receipt of a copy of this order is granted to the petitioner to comply with the order of the third respondent, dated 14.8.2007, made in T.P.No.38/07 in T.A.No.155/07.

6. With the above direction, the writ petition is disposed of. No costs. Consequently, connected M.P.No.1 of 2007 is closed.

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Sd/-
Asst.Registrar

/true copy/

Sub Asst.Registrar

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To

1. The Commercial Tax Officer (FAC),
   Cuddalore Town,
   Cuddalore

2. The Appellate Assistant
     Commissioner (CT),
   Cuddalore

3. The Secretary,
   The Sales Tax Appellate Tribunal
    (Main Bench)
   City Civil Court Buildings,
   Chennai - 600 104

+2 ccs to Mr.N.Inbarajan, Advocate Sr.No.55977.

+1 cc to The Spl.Government Pleader Sr.No.56176.

dcp/11.9

W.P.No.29249 of 2007

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